

63I-1-101. Title.

- (1) This title is known as "Oversight."
- (2) This chapter is known as the "Legislative Oversight and Sunset Act."

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-102. Agency defined -- Periodic termination of statutes and agencies -- Legislative review.

- (1) As used in this chapter, "agency" means any state authority, board, commission, department, division, office, or other agency, and the statute that established it.
- (2) The Legislature finds that the state should not regulate any area unless the regulation is necessary to protect the health, safety, and welfare of the public.
- (3) In order to make state government more productive and responsive to the people, it is necessary to place many of the statutes and agencies of state government under Part 2 of this chapter on a reauthorization schedule. Any statute or agency scheduled for termination under this chapter is terminated unless the Legislature through affirmative act reauthorizes its existence. The continued existence of a statute or agency subject to this chapter may not be reauthorized for a period of more than 10 years.
- (4) It is the purpose of this chapter to terminate any statute or agency that is not meeting a clear public purpose, and to improve the ability of state government to meet and fulfill legitimate public purposes.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-103. Guidelines for conduct of review.

- (1) (a) Any statute or agency scheduled for termination may be reviewed by an interim committee at the direction of:
 - (i) Legislative Management Committee;
 - (ii) the chairs of an interim committee; or
 - (iii) an interim committee as approved by motion and majority vote of its membership.
- (b) The review shall begin not later than one year before scheduled termination and end before January 1 of the year in which termination is scheduled.
- (2) In determining whether to reauthorize the statute or agency, the agency overseeing the statute or agency scheduled for termination shall clearly identify for the interim committee the public purpose and interest for which each statute or agency was originally created and clearly identify whether that public purpose and interest is still relevant.
- (3) The interim committee shall then consider:
 - (a) the extent to which the statute or agency has operated in the public interest and any areas in which the statute or agency needs to improve its ability to operate in the public interest;
 - (b) the extent to which existing statutes interfere with or assist the legitimate

functions of the statute or agency, and any other circumstances including budgetary, resource, and personnel matters that have a bearing on the capacity of the statute or agency to serve the public interest;

(c) the extent to which the public has been encouraged to participate in the adoption of the rules established in connection with the statute or agency;

(d) the extent to which the statute's provisions or agency's programs and services are duplicative of those offered by other statutes or state agencies;

(e) the extent to which the objectives of the statute or agency have been accomplished and their public benefit;

(f) the adverse effect on the public of termination of the statute or agency; and

(g) any other matter relevant to the review.

(4) It is the responsibility of any agency scheduled for termination or any agency which has oversight responsibilities for a statute scheduled for termination to seek its reauthorization with the Legislature.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-104. Terminated authority -- Winding up of affairs.

Any agency terminated under this chapter may continue in existence, if necessary to wind up its affairs, until July 1 of the year next succeeding the year of termination.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-105. Reviewing committee -- Report of recommendations.

The reviewing committee shall submit a report of its recommendations, including proposed legislation and recommendations concerning the statute or agency, to the Legislature before January 1 of the year in which the agency is scheduled for termination.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-106. Legislative reauthorization of statute or agency.

If the Legislature determines that the public interest requires the continued existence of the statute or agency, it shall reauthorize the existence of the statute or agency in this chapter.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-209. Repeal dates, Title 9.

Amended by Chapter 117, 2014 General Session

63I-1-210. Repeal dates, Title 10.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-211. Repeal dates, Title 11.

Section 11-14-308 is repealed December 31, 2020.

Enacted by Chapter 1, 2011 Special Session 2

63I-1-213. Repeal dates, Title 13.

(1) Subsections 13-38a-102(3) and 13-38a-102(4) are repealed June 30, 2014.

(2) Sections 13-38a-301 and 13-38a-302 are repealed June 30, 2014.

Amended by Chapter 278, 2013 General Session

Amended by Chapter 421, 2013 General Session

63I-1-219. Repeal dates, Title 19.

(1) Title 19, Chapter 2, Air Conservation Act, is repealed July 1, 2019.

(2) Title 19, Chapter 4, Safe Drinking Water Act, is repealed July 1, 2019.

(3) Title 19, Chapter 5, Water Quality Act, is repealed July 1, 2019.

(4) Title 19, Chapter 6, Part 1, Solid and Hazardous Waste Act, is repealed July 1, 2019.

(5) Title 19, Chapter 6, Part 3, Hazardous Substances Mitigation Act, is repealed July 1, 2020.

(6) Title 19, Chapter 6, Part 4, Underground Storage Tank Act, is repealed July 1, 2018.

(7) Title 19, Chapter 6, Part 6, Lead Acid Battery Disposal, is repealed July 1, 2016.

(8) Title 19, Chapter 6, Part 7, Used Oil Management Act, is repealed July 1, 2019.

(9) Title 19, Chapter 6, Part 8, Waste Tire Recycling Act, is repealed July 1, 2020.

(10) Title 19, Chapter 6, Part 10, Mercury Switch Removal Act, is repealed July 1, 2017.

Amended by Chapter 43, 2014 General Session

63I-1-220. Repeal dates, Title 20A.

On January 1, 2017:

(1) Subsection 20A-1-102(54) is repealed.

(2) Subsection 20A-2-102.5(1) the language that states "20A-4-108, or" is repealed.

(3) Subsection 20A-2-201(3) the language that states "Except as provided in Subsection 20A-4-108(5)," is repealed.

(4) Subsection 20A-2-202(3)(a) the language that states "Except as provided in

Subsection 20A-4-108(6)," is repealed.

(5) Subsection 20A-2-204(5)(a) the language that states "Except as provided in Subsection 20A-4-108(7)," is repealed.

(6) Subsection 20A-2-205(7)(a) the language that states "Except as provided in Subsection 20A-4-108(8)," is repealed.

(7) Subsection 20A-2-206(8)(b) the language that states "Except as provided in Subsection 20A-4-108(9)," is repealed.

(8) Subsection 20A-2-307(2)(a) is repealed.

(9) Subsection 20A-4-107(2)(b) the language that states "Except as provided in Subsection 20A-4-108(10)," is repealed.

(10) Subsection 20A-4-107(3) the language that states "or if the voter is, in accordance with the pilot project, registered to vote under Subsection 20A-4-108(10)," is repealed.

(11) Subsection 20A-4-107(4) the language that states "Except as provided in Subsection 20A-4-108(12)," is repealed.

(12) Section 20A-4-108 is repealed.

Amended by Chapter 231, 2014 General Session

63I-1-223. Repeal dates, Title 23.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-226. Repeal dates, Title 26.

(1) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July 1, 2015.

(2) Section 26-10-11 is repealed July 1, 2015.

(3) Section 26-18-12, Expansion of 340B drug pricing programs, is repealed July 1, 2013.

(4) Section 26-21-23, Licensing of non-Medicaid nursing care facility beds, is repealed July 1, 2018.

(5) Section 26-21-211 is repealed July 1, 2013.

(6) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1, 2024.

(7) Title 26, Chapter 36a, Hospital Provider Assessment Act, is repealed July 1, 2016.

(8) Section 26-38-2.5 is repealed July 1, 2017.

(9) Section 26-38-2.6 is repealed July 1, 2017.

(10) Title 26, Chapter 56, Hemp Extract Registration Act, is repealed July 1, 2016.

Amended by Chapter 25, 2014 General Session

Amended by Chapter 118, 2014 General Session

63I-1-230. Repeal dates, Title 30.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-231. Repeal dates, Title 31A.

- (1) Section 31A-2-208.5, Comparison tables, is repealed July 1, 2015.
- (2) Section 31A-2-217, Coordination with other states, is repealed July 1, 2023.
- (3) Section 31A-22-619.6, Coordination of benefits with workers' compensation claim--Health insurer's duty to pay, is repealed on July 1, 2018.
- (4) Title 31A, Chapter 29, Comprehensive Health Insurance Pool Act, is repealed July 1, 2015.
- (5) Section 31A-22-642, Insurance coverage for autism spectrum disorder, is repealed on January 1, 2019.

Amended by Chapter 379, 2014 General Session

Amended by Chapter 425, 2014 General Session

Amended by Chapter 425, 2014 General Session

63I-1-232. Repeal dates, Title 32A.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-234. Repeal dates, Titles 34 and 34A.

- (1) Title 34, Chapter 47, Worker Classification Coordinated Enforcement Act, is repealed July 1, 2016.
- (2) Section 34A-2-202.5 is repealed December 31, 2020.
- (3) Section 34A-2-705 and Subsection 59-9-101(2)(c)(iv) are repealed July 1, 2018.
- (4) Section 34A-2-213, Coordination of benefits with health benefit plan -- Timely payment of claims, is repealed July 1, 2018.

Amended by Chapter 286, 2014 General Session

63I-1-235. Repeal dates, Title 35A.

- (1) Title 35A, Utah Workforce Services Code, is repealed July 1, 2015.
- (2) Title 35A, Chapter 8, Part 7, Utah Housing Corporation Act, is repealed July 1, 2016.
- (3) Title 35A, Chapter 8, Part 18, Transitional Housing and Community Development Advisory Council, is repealed July 1, 2014.
- (4) Title 35A, Chapter 11, Women in the Economy Commission Act, is repealed July 1, 2016.

Amended by Chapter 127, 2014 General Session

63I-1-236. Repeal dates, Title 36.

- (1) Section 36-12-20 is repealed June 30, 2018.
- (2) Sections 36-26-101 through 36-26-104 are repealed December 31, 2017.

Amended by Chapter 288, 2013 General Session

63I-1-238. Repeal dates, Title 38.

Amended by Chapter 148, 2008 General Session

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-241. Repeal dates, Title 41.

Amended by Chapter 319, 2010 General Session

63I-1-253. Repeal dates, Titles 53, 53A, and 53B.

The following provisions are repealed on the following dates:

- (1) Section 53-3-232, Conditional license, is repealed July 1, 2015.
- (2) Subsection 53-10-202(18) is repealed July 1, 2018.
- (3) Section 53-10-202.1 is repealed July 1, 2018.
- (4) Title 53A, Chapter 1a, Part 6, Public Education Job Enhancement Program is repealed July 1, 2020.
- (5) Title 53A, Chapter 11, Part 15, School Safety Tip Line, is repealed July 1, 2015.
- (6) The State Instructional Materials Commission, created in Section 53A-14-101, is repealed July 1, 2016.
- (7) Subsections 53A-16-113(3) and (4) are repealed December 31, 2016.
- (8) Section 53A-16-114 is repealed December 31, 2016.
- (9) Section 53A-17a-163, Performance-based Compensation Pilot Program is repealed July 1, 2016.
- (10) Section 53B-24-402, Rural residency training program, is repealed July 1, 2015.
- (11) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money from the Land Exchange Distribution Account to the Geological Survey for test wells, other hydrologic studies, and air quality monitoring in the West Desert, is repealed July 1, 2020.

Amended by Chapter 189, 2014 General Session

Amended by Chapter 226, 2014 General Session

Amended by Chapter 412, 2014 General Session

63I-1-254. Repeal dates -- Title 54.

The language of Subsection 54-4-13.4(1)(a)(ii) after "do not exceed \$5,000,000

in any calendar year" is repealed July 1, 2018.

Amended by Chapter 311, 2013 General Session

63I-1-257. Repeal dates, Title 57.

Subsections 57-1-25(1)(c), (3)(b), and (4) are repealed December 31, 2016.

Amended by Chapter 177, 2014 General Session

63I-1-258. Repeal dates, Title 58.

(1) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is repealed July 1, 2016.

(2) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2015.

(3) Title 58, Chapter 20a, Environmental Health Scientist Act, is repealed July 1, 2018.

(4) Section 58-37-4.3 is repealed July 1, 2016.

(5) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1, 2023.

(6) Title 58, Chapter 41, Speech-language Pathology and Audiology Licensing Act, is repealed July 1, 2019.

(7) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1, 2015.

(8) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is repealed July 1, 2023.

(9) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1, 2024.

(10) Section 58-69-302.5 is repealed on July 1, 2015.

(11) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2017.

Amended by Chapter 25, 2014 General Session

Amended by Chapter 72, 2014 General Session

Amended by Chapter 181, 2014 General Session

63I-1-259. Repeal dates, Title 59.

(1) Subsection 59-2-924(3)(g) is repealed on December 31, 2016.

(2) Section 59-2-924.3 is repealed on December 31, 2016.

(3) Section 59-9-102.5 is repealed December 31, 2020.

Amended by Chapter 54, 2014 General Session

63I-1-261. Repeal dates, Title 61.

Amended by Chapter 199, 2011 General Session

63I-1-262. Repeal dates, Title 62A.

(1) Section 62A-2-120.5, Pilot program for expedited background check of a qualified human services applicant, is repealed July 1, 2017.

(2) Subsection 62A-15-1101(5) is repealed July 1, 2018.

Amended by Chapter 226, 2014 General Session

63I-1-263 (Superseded 09/02/14). Repeal dates, Titles 63A to 63M.

(1) Section 63A-4-204, authorizing the Risk Management Fund to provide coverage to any public school district which chooses to participate, is repealed July 1, 2016.

(2) Subsection 63A-5-104(4)(h) is repealed on July 1, 2024.

(3) Section 63A-5-603, State Facility Energy Efficiency Fund, is repealed July 1, 2016.

(4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July 1, 2018.

(5) Title 63C, Chapter 14, Federal Funds Commission, is repealed July 1, 2018.

(6) Title 63C, Chapter 15, Prison Relocation Commission, is repealed July 1, 2017.

(7) Subsection 63G-6a-1402(7) authorizing certain transportation agencies to award a contract for a design-build transportation project in certain circumstances, is repealed July 1, 2015.

(8) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1, 2020.

(9) The Resource Development Coordinating Committee, created in Section 63J-4-501, is repealed July 1, 2015.

(10) Title 63M, Chapter 1, Part 4, Enterprise Zone Act, is repealed July 1, 2018.

(11) (a) Title 63M, Chapter 1, Part 11, Recycling Market Development Zone Act, is repealed January 1, 2021.

(b) Subject to Subsection (11)(c), Sections 59-7-610 and 59-10-1007 regarding tax credits for certain persons in recycling market development zones, are repealed for taxable years beginning on or after January 1, 2021.

(c) A person may not claim a tax credit under Section 59-7-610 or 59-10-1007:

(i) for the purchase price of machinery or equipment described in Section 59-7-610 or 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

(ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), if the expenditure is made on or after January 1, 2021.

(d) Notwithstanding Subsections (11)(b) and (c), a person may carry forward a tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

(i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-1007; and

(ii) (A) for the purchase price of machinery or equipment described in Section 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31, 2020; or

(B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the expenditure is made on or before December 31, 2020.

(12) Section 63M-1-3412 is repealed on July 1, 2021.

(13) (a) Section 63M-1-2507, Health Care Compact is repealed on July 1, 2014.

(b) (i) The Legislature shall, before reauthorizing the Health Care Compact:

(A) direct the Health System Reform Task Force to evaluate the issues listed in Subsection (13)(b)(ii), and by January 1, 2013, develop and recommend criteria for the Legislature to use to negotiate the terms of the Health Care Compact; and

(B) prior to July 1, 2014, seek amendments to the Health Care Compact among the member states that the Legislature determines are appropriate after considering the recommendations of the Health System Reform Task Force.

(ii) The Health System Reform Task Force shall evaluate and develop criteria for the Legislature regarding:

(A) the impact of the Supreme Court ruling on the Affordable Care Act;

(B) whether Utah is likely to be required to implement any part of the Affordable Care Act prior to negotiating the compact with the federal government, such as Medicaid expansion in 2014;

(C) whether the compact's current funding formula, based on adjusted 2010 state expenditures, is the best formula for Utah and other state compact members to use for establishing the block grants from the federal government;

(D) whether the compact's calculation of current year inflation adjustment factor, without consideration of the regional medical inflation rate in the current year, is adequate to protect the state from increased costs associated with administering a state based Medicaid and a state based Medicare program;

(E) whether the state has the flexibility it needs under the compact to implement and fund state based initiatives, or whether the compact requires uniformity across member states that does not benefit Utah;

(F) whether the state has the option under the compact to refuse to take over the federal Medicare program;

(G) whether a state based Medicare program would provide better benefits to the elderly and disabled citizens of the state than a federally run Medicare program;

(H) whether the state has the infrastructure necessary to implement and administer a better state based Medicare program;

(I) whether the compact appropriately delegates policy decisions between the legislative and executive branches of government regarding the development and implementation of the compact with other states and the federal government; and

(J) the impact on public health activities, including communicable disease surveillance and epidemiology.

(14) The Crime Victim Reparations and Assistance Board, created in Section 63M-7-504, is repealed July 1, 2017.

(15) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2017.

Amended by Chapter 113, 2014 General Session

Amended by Chapter 189, 2014 General Session

Amended by Chapter 195, 2014 General Session
Amended by Chapter 211, 2014 General Session
Amended by Chapter 419, 2014 General Session
Amended by Chapter 429, 2014 General Session

63I-1-267. Repeal dates, Title 67.

(1) Section 67-1-15 is repealed December 31, 2017.
(2) Sections 67-1a-10 and 67-1a-11 creating the Commission on Civic and Character Education and establishing its duties are repealed on July 1, 2021.

Amended by Chapter 319, 2010 General Session

63I-1-269. Repeal dates, Title 69.

Section 69-2-5.6, Emergency services telecommunications charge to fund unified statewide 911 emergency service, is repealed July 1, 2021.

Amended by Chapter 320, 2014 General Session

63I-1-272. Repeal dates, Title 72.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-273. Repeal dates, Title 73.

(1) Title 73, Chapter 27, State Water Development Commission, is repealed December 31, 2018.
(2) The instream flow water right for trout habitat established in Subsection 73-3-30(3) is repealed December 31, 2018.

Amended by Chapter 148, 2008 General Session
Amended by Chapter 311, 2008 General Session
Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-276. Repeal dates, Title 76.

Subsection 76-10-526(15) is repealed July 1, 2018.

Enacted by Chapter 226, 2014 General Session

63I-1-277. Repeal dates, Title 77.

Renumbered and Amended by Chapter 382, 2008 General Session

63I-1-278. Repeal dates, Title 78A and Title 78B.

(1) The Office of the Court Administrator, created in Section 78A-2-105, is

repealed July 1, 2018.

(2) Section 78B-3-421, regarding medical malpractice arbitration agreements, is repealed July 1, 2019.

(3) Title 78B, Chapter 6, Part 2, Alternative Dispute Resolution Act is repealed July 1, 2016.

Amended by Chapter 247, 2014 General Session

Amended by Chapter 267, 2014 General Session